

REMARKS

Claims 1-33 are pending in this application. The Office has rejected claims 1-33 under 35 USC § 102(e) as being anticipated by Bertram et al. (US Pat. No. 6,369,820). This Office action has been made final and is responsive to Applicant's communication filed on or before May 6, 2005.

102(e) Rejection by Bertram for Independent Claims 1, 17, 32

Bertram does not show or suggest accessing database demographics information in a database system and then displaying that information in graphical format, as required by Applicant. Bertram instead teaches a method for graphically displaying trend and range data over a computer network. According to Bertram, this trend and range data is monitored across the network and can include disk and CPU utilization of computers attached to the network, but Bertram says nothing about databases and gives no suggestion that any of the trend or range data is related to a database or that it is stored in a database system. In fact, the word "database" is not used by Bertram. It simply is not possible to display database demographics information when no database is present.

The Office asserts on page 3 that Bertram does teach a database because a database is "where the monitored data is saved." Applicant respectfully disagrees. Bertram never teaches that the monitored data is saved in a database or a database system. Furthermore, the term database is never used by Bertram nor does Bertram imply a database is necessary or inherent in his invention. Section 706.02 of the MPEP requires that the reference for a 102 rejection must teach every aspect of the claimed invention either explicitly or impliedly. Bertram fails to do either. There clearly is no explicit teaching of a database by Bertram. As for inherency, there are numerous methods that Bertram could use to save the monitored data that do not involve a database, and thus there can be no inherent requirement for a database in Bertram's system. At the very least, this element is missing from Bertram. Therefore, Bertram does not show or suggest all of the elements of Applicant's claimed invention and the claims are allowable over this reference.

Rejection of Dependent Claims

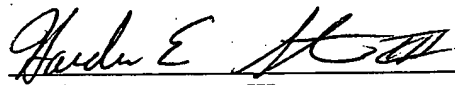
The dependent claims are allowable over the cited reference for at least the same reasons as their corresponding independent claims.

CONCLUSION

All of Applicant's claims are allowable over the art of record. Applicant asks that the Office reconsider this application and allow all of the claims. Please charge any fees that might be due, excluding the issue fee, to deposit account 14-0225.

Respectfully submitted,

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